

NICHOLAS A. TRUTANICH
United States Attorney
District of Nevada
Nevada Bar Number 13644

MARK E. WOOLF
ROBERT A. KNIEF
Assistant United States Attorney
501 Las Vegas Boulevard South, Suite 1100
Las Vegas, Nevada 89101
Telephone: 702-388-6336
Email: Mark.Woolf@usdoj.gov

Counsel for Plaintiff United States

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

United States of America,)	
)	Case No: 2:18-cr-00092-RFB-VCF
Plaintiff,)	
)	
v.)	STIPULATION FOR PRE-SENTENCE
)	PAYMENT TOWARD RESTITUTION
David Lee Harris,)	
)	
Defendant.)	

The parties, pursuant to 28 U.S.C. §§ 2041-2042, hereby stipulate to the pre-sentence deposit of funds to be withdrawn and applied toward Defendant David Lee Harris's restitution amount in this matter at the time judgment is entered. The stipulation is based on the following:

1. Defendant David Lee Harris ("Harris") has pled guilty to one-count of Bank Robber in violation of 18 U.S.C. § 2113(a). ECF No. 41.

2. Pursuant to the Plea Agreement, Harris agreed to "release funds and property under his control in order to pay any fine, forfeiture, or restitution, ordered by the Court." ECF No. 41. Harris further acknowledged that he received **\$886** as a result of his offense, and that amount is due and owing as restitution in this matter. ECF No. 41.

3. The parties have conferred and hereby stipulate to the pre-sentence deposit of

1 restitution funds with the Clerk of Court, to be held until the Judgment is entered in this matter
2 by the Court.

3 4. The parties seek an order directing the Clerk of Court to accept Harris's pre-
4 sentence payments for restitution. Pursuant to 28 U.S.C. § 2041, the Clerk of Court is
5 authorized to accept and hold such funds on behalf of Harris until the time of sentencing, which
6 is currently scheduled for September 17, 2019. Further, pursuant to 28 U.S.C. § 2042, the
7 parties request an order that upon the entry of a criminal judgment in this case, the Clerk of
8 Court is to withdraw and apply the deposited funds to the criminal financial obligations,
9 including restitution, imposed against Harris in the sequence established in 18 U.S.C. § 3612(c).

10 5. Harris may submit payment by cash, cashier's check, or money order made
11 payable to "Clerk, U.S. District Court" with "2:18-cr-00092-RFB-VCF" noted on each payment
12 mailed or delivered to:

13 Clerk of the Court, District of Nevada
14 333 Las Vegas Boulevard, South
15 Room 1334
Las Vegas, Nevada 89101

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WHEREFORE, the parties stipulate for an order directing the Clerk of Court to accept pre-sentence payments to be held on deposit until judgment is entered, and thereafter applied toward the criminal monetary penalties, including restitution, imposed in this matter as provided by law and in accordance with the Clerk's standard operating procedures.

Respectfully submitted this 7th day of August 2019.

NICHOLAS A. TRUTANICH
United States Attorney

Oronoz, Ericsson & Gaffney, LLC

/s/ Mark E. Woolf
Mark E. Woolf
Assistant United States Attorney

/s/ Thomas A. Ericsson
Thomas A. Ericsson.
1050 Indigo Drive, Suite 120
Las Vegas, NV 89145

Attorney for Defendant David Lee Harris

IT IS SO ORDERED:

A stylized handwritten signature in black ink, possibly reading "AB".

RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE

DATED: August 8, 2019